

HALL COUNTY BOARD OF SUPERVISORS MEETING APRIL 17, 2007

The Hall County Board of Supervisors met April 17, 2007, by published call in the county board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Vice Chairwoman Pamela Lancaster.

INVOCATION - Invocation was given by Pastor Scott Jones Third City Christian Church.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were, Scott Arnold, Jim Eriksen, Bob Humiston, Bud Jeffries, Pamela Lancaster, Robert Rye and Daniel Wagoner. Also present was a representative from the Grand Island Independent and Deputy County Attorney Michelle Oldham.

NOTICE OF OPEN MEETING LAW – Chairman Arnold read the notice of the open meeting law.

Consent Agenda – Lancaster made a motion and Wagoner Seconded to approve the following by consent agenda:

1. Approved Resolution #07-0032 For child abuse prevention month
2. 5a Placed on file the Hall County Public Works quarterly report
3. 5b authorized the Chair to sign the gravel contracts
4. 5c Placed on file the Hall County Treasurer's report of the public tax sales for delinquent 2006 real estate taxes
5. 7 Approved the amusement license for Mid Nebraska Speedway
6. 15 Approved Resolution #07-0033 And the final plat for ARP Subdivision
7. 23 Placed on file the office reports from the County Clerk, Register of Deeds, County Attorney Statistical Report, County Court and County Sheriff
8. 24 Placed on file the Hall County Treasurer's Miscellaneous Receipts
9. 25 Placed on file communications as received and listed

Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

APRIL CHILD ABUSE

PROCLAMATION

#7 - _____

WHEREAS, the effects of child abuse are felt by whole communities and must be address by the entire community; and

WHEREAS, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, religious organizations, law enforcement agencies and the business community; and

WHEREAS, all citizens should become more aware of child abuse and its prevention within the community and become involved in supporting parents to ensure their children are valued, safe and healthy.

NOW THEREFORE, BE IT RESOLVED by the Hall County Board of Supervisors that April is

CHILD ABUSE PREVENTION MONTH

In Hall County and that we call upon our citizens to accept their responsibility for reporting and preventing child abuse and to wear a BLUE RIBBON to show that it shouldn't hurt to be a child. Remembering that, every child should be valued, safe and healthy and deserves a BLUE RIBBON.

PASSED AND ADOPTED THIS _____ DAY OF April 2007.

Resolution moved by Supervisor _____

Seconded by Supervisor _____

VOTE:

Scott Arnold	For____; Against____; Abstained____; Not Present____.
William P. Jeffries	For____; Against____; Abstained____; Not Present____.
Pamela Lancaster	For____; Against____; Abstained____; Not Present____.
Jim Eriksen	For____; Against____; Abstained____; Not Present____.
Bob Rye	For____; Against____; Abstained____; Not Present____.
Bob Humiston	For____; Against____; Abstained____; Not Present____.
Daniel Wagoner	For____; Against____; Abstained____; Not Present____.

HALL COUNTY BOARD OF SUPERVISORS

Chairman of the Board of Supervisors

Marla J. Conley Hall County Clerk

1a The Child Abuse Proclamation was read. Diane Muhlbach Executive Director of CASA was present. She stated that they are introducing a new program called "Winds of Change" and to represent this program they are using pinwheels. She stated that society is different and there is a need for parenting skills. Saturday April 21 beginning and 9:00 a.m. there will be a celebrate parents conference with special parenting skill sessions every 45 minutes. She requested permission from the County Board to place pinwheels on the courthouse lawn from Tuesday to Friday. Chairman Arnold asked the board if there was any objection and no one responded.

RESOLUTION #07-_____

**A RESOLUTION APPROVING THE FINAL PLAT OF ARP SUBDIVISION
LOCATED ON A TRACT OF LAND COMPRISING A PART OF THE
NORTHEAST QUARTER (NE1/4) OF SECTION THIRTY SIX (36), TOWNSHIP
TWELVE (12) NORTH, RANGE ELEVEN (11) WEST OF THE 6th P.M., HALL
COUNTY, NEBRASKA**

WHEREAS, Sondra L. Mora and Gilbert Mora, wife and husband, hereinafter referred to as "Subdividers," are the owners of a tract of land comprising A PART OF THE NORTHEAST QUARTER (NE1/4) OF SECTION THIRTY SIX (36), TOWNSHIP TWELVE (12) NORTH, RANGE ELEVEN (11) WEST OF THE 6th P.M., HALL COUNTY, NEBRASKA and

WHEREAS, the above-described real estate is located in an unincorporated area of Hall County and is not within an area over which a city or village exercises extraterritorial zoning jurisdiction; and

WHEREAS, on April 4, 2007 the Grand Island-Hall County Regional Planning Commission considered said final plat at its regular meeting and recommended approval; and

WHEREAS, the County Board of Supervisors of Hall County held a meeting and considered said final plat on April 17, 2007, upon publication of notice of the same in the Grand Island Independent, a legal newspaper in the county.

BE IT RESOLVED, upon review of the final plat and consideration of the recommendations of the Regional Planning Commission, the report of the County Highway Superintendent, and the evidence, testimony, and comments received, the Board finds that the plat has been prepared in compliance with the Hall County Subdivision Regulations and such final plat of ARP Subdivision should be and is hereby approved. Dedication of the streets, roads and public easements depicted thereon are hereby approved and accepted.

Resolution moved by Supervisor _____.

Seconded by Supervisor _____.

Vote:

Supervisor Arnold:	For ____; Against ____; Abstained ____; Not Present ____.
Supervisor Eriksen:	For ____; Against ____; Abstained ____; Not Present ____.
Supervisor Humiston:	For ____; Against ____; Abstained ____; Not Present ____.
Supervisor Jeffries:	For ____; Against ____; Abstained ____; Not Present ____.
Supervisor Lancaster:	For ____; Against ____; Abstained ____; Not Present ____.
Supervisor Rye:	For ____; Against ____; Abstained ____; Not Present ____.
Supervisor Wagoner:	For ____; Against ____; Abstained ____; Not Present ____.

PASSED AND ADOPTED THIS _____ DAY OF _____,
2007.

HALL COUNTY BOARD OF
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4. DISCUSSION AND POSSIBLE ACTION REGARDING VENDING SERVICES
CONTRACTS - The current contract for the vending machines were signed on January 1, 2003 for a minimum of 2 years and remain in force until the terms are renegotiated; both Pepsi and Coca-Cola want to negotiate new contracts to adjust the price of the products.

Pepsi is proposing a 2 year contract and increasing the prices to \$.65 for cans and \$1.00 for bottles and they are proposing to place a machine in the new corrections facility. The commission would be \$5.45 per 24 count case of cans (35%) and \$8.00 per 24 count of bottles (37%)

Coke is proposing a 1 year contract increasing prices to \$.75 for cans and \$1.25 for bottles. They would like to remove machines the Hall County Office Building, Hall County Road and the can machine from second floor Hall County Administration Building and convert cans to bottles at the Hall County Park and Hall County Courthouse. They would also like to place a machine in the new Corrections facility.

There are also the snack vending machines from J&L. They could take care of all of the vending machines by using the Coke and Pepsi vending machines.

Two representatives from Pepsi were present They stated that they do not want to loose the business from the County.

Jeffries questioned when it was necessary to make a decision. He noted that Pepsi is here because they are interested, but the proposal from J & L is also a good proposal.

Mr. Otto stated that they do not make as much money if a third party uses their machines.

Arnold noted that the County does not have the machines for the commissions the machines are here for a convenience for the public and the employees. Arnold stated that J & L called him but he told them it was necessary for them to come to the meeting. They do an excellent job servicing the machines, it is a smaller company and they also provide jobs.

Discussion was held to refer this to the committee to consider all of the options. This will be placed on the agenda in two weeks.

COUNTY ATTORNEY EXECUTIVE SESSION TO DISUCSS POSSIBLE SETTEMENT OF TERC CASE – Lancaster made a motion and Wagoner seconded to go into executive session. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

9:34 a.m. executive session

9:50 a.m. Lancaster made a motion and Jeffries seconded to go out of executive session. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Lancaster made a motion and Wagoner seconded to accept the offer to settle the TERC appeal for Silverwood Apartments in the amount of \$657,944.00 for the assessed value for 2006. Arnold, Eriksen, Humiston, Lancaster Rye and Wagoner all voted yes and Jeffries voted no. Motion carried.

3. PUBLIC PARTICIPATION – Chairman Arnold called for public participation and no one responded.

6 DISUCSS AND APPROVE RESOLUTION TO ESTABLISH PETTY CASH FUND FOR HALL COUNTY PARK – Jeffries stated that during the camping season at the Hall County Park they need to have some cash available to make change for the camping fees. They need to set up cash boxes for the employees to use.

Jeffries made a motion and Eriksen seconded to approver Resolution #07-0033 to establish the petty cash fund for the Hall County Park. There will be \$200.00 for this petty cash fund. Arnold, Eriksen, Humiston, Lancaster Rye and Wagoner all voted yes and Jeffries voted no. Motion carried.

RESOLUTION # 07 -0034

A RESOLUTION ESTABLISHING PETTY CASH FUND FOR THE HALL COUNTY PARK

WHEREAS, Neb. Rev. Stat. 23-106 permits the establishment of petty cash funds for the purpose of making payment for subsidiary general operational expenditures and purchases: and

WHEREAS, it has been determined that it is necessary and in the best interest to establish Petty Cash Fund for the Hall County Park to be used for miscellaneous general operational expenditures and a cash reserve fund for change; and

WHEREAS, it has been determined that \$200.00 be the amount of money carried in such petty cash fund.

NOW THEREFORE BE IT RESOLVED that the Hall County Board of Supervisors hereby established a petty cash fund for the Hall County Parks Department in the amount of \$200.00 to be used for miscellaneous general operational expenditures and purchases.

PASSED AND ADOPTED THIS _____ DAY OF _____.

Resolution moved by Supervisor _____

Seconded by Supervisor _____

VOTE:

Scott Arnold	For _____; Against _____; Abstained _____; Not Present _____.
Jim Eriksen	For _____; Against _____; Abstained _____; Not Present _____.
Bob Humiston	For _____; Against _____; Abstained _____; Not Present _____.
William P. Jeffries	For _____; Against _____; Abstained _____; Not Present _____.
Pamela Lancaster	For _____; Against _____; Abstained _____; Not Present _____.
Bob Rye	For _____; Against _____; Abstained _____; Not Present _____.
Daniel Wagoner	For _____; Against _____; Abstained _____; Not Present _____.

HALL COUNTY BOARD OF SUPERVISORS

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8 DISCUSS AND TAKE ACTION ON HALL COUNTY FLAG – Lancaster stated that Hall county is celebrating the 150th anniversary this year and the committee has a logo that she would like to incorporate into a flag for the celebration. This flag would be for this year only to celebrate the 150th anniversary. She stated that it is important that a decision is made today because the celebration kick off is July 1. She showed the four sample designs for the proposed 150th flag. Carl Mayhew with Mayhew sign was present. He is on the Grand Foundation committee and worked on the logo.

Jeffries made a motion and Rye seconded to use the white flag with the 150th logo.

Discussion was held on the design and the possibility of adding a border to the flag. Mr. Mayhew suggested a single side reverse flag without a border. The border would make it more expensive. He stated that they can use dyed polyester with poly text. Lancaster stated she prefers the white flag because the logo is large enough to read.

Wagoner questioned if this is all about history why they were going away from the old flag. Lancaster stated that this is a special flag for the celebration and only for one year.

The vote on the motion to adopt the 150th anniversary flag was taken. Arnold, Eriksen, Jeffries, Humiston, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Discussion was held on the number of flags to purchase. The cost of 25 flags would be \$75.00 a piece for 50 flags it would be \$48.00 a piece and 100 flags would be \$36.45 a piece. The flags could be sold and Jeffries stated that there would be other business that would be interested in flying them for the celebration.

Jeffries made a motion and Lancaster seconded to purchase 100 flags at \$36.45 a piece. Jeffries stated that he thought the flags would sell.

Wagoner questioned if the schools would be interested in the flags and noted that Wood River is celebrating its 100 year anniversary this year also. Lancaster stated that the surrounding communities are also involved in the committee.

Vote on the motion to approve purchasing 100 flags. Jeffries, Lancaster, Rye and Wagoner all voted yes and Humiston, Eriksen, and Arnold voted no. Motion carried.

This will only be for the 150th celebration and for one year.

10 COMUTER COMMITTEE UPDATE DECALS FOR COUNTY VEHICLES – Humiston stated that the committee has determined 17 county vehicles that should be identified. One department expressed concern that this may cause vandalism.

Lancaster made a motion and Humiston seconded to place the decals on all county vehicles.

Lancaster stated that there is a corrections department vehicle and one sheriff department vehicle that the departments may not want to have marked; a private plate may be a better option. Wagoner stated that he felt these vehicles should be marked because the public needs to know who the county is checking on. The departments can decide on the undercover vehicles that should not be marked.

The vote on the motion to approve the decals for county vehicles was taken. Arnold, Eriksen, Humiston, Lancaster Rye and Wagoner all voted yes and Jeffries voted no. Motion carried.

11 DISCUSSION AND POSSIBLE ACTION REGARDING LEGISLATIVE BILLS – Board Assistant Stacy Ruzicka reviewed the legislative bills. LB 255 and LB 389 have been signed by the Governor and LB 502 the bill regarding the inheritance tax issues has been advanced to final reading.

LB 377 dealing the additional 9th District Court Judge had amendments attached to the bill and some of them have failed and a couple has been withdrawn. The original bill is still on file.

LB 622 a bill that would require public officials to take training regarding the public records request and open meetings laws has failed to advance.

Eriksen noted that LB 377 regarding the district judges address relocating a judge because the judges in the panhandle do not have as great of a work load and this would just shift a judge to Hall or Buffalo County. It is important to watch this bill.

Held a board of equalization meeting.

12 EXECUTIVE SESSION PERFORMANCE EVALUATION – Lancaster made a motion and Humiston seconded to go into executive session for the personnel evaluation to prevent needles harm or injury to an individual. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

10:45 a.m. executive session

10:50 a.m. Rye made a motion and Humiston seconded to go out of executive session. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Lancaster made a motion and Eriksen seconded to present the performance evaluation to the employee. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

16 COMMENCE AUDIT OF BI WEEKLY PAY CLAIMS AND REGULAR CLAIMS AND ACTION ON CLAIM AUDIT – The board members reviewed the claims. It was noted that a claim from the Public Works Department payable to Snow's Floral for flowers for an employee was paid from the road fund. Discussion was held and this will be addressed with Casey that they should not be paid from public funds.

Lancaster made a motion and Eriksen seconded to approve the bi weekly pay claims and regular claims and authorize the clerk to pay. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Board Assistant Stacy Ruzicka stated that the video is not working and she will contact Platte Valley communications to repair because it is poor quality.

26 BOARD MEMBER OR COMMITTEE REPORTS – Jeffries questioned the application for the livestock permit. Discussion was held and Eriksen requested that Regional Planning Director Chad Nabity address this issue. Wagoner questioned if this is a reapplication and a change of ownership.

Lancaster reported that Midland Area Agency on Aging executive director Dick Bower will be retiring at the end of the fiscal year and they are looking for a new director. She reported that Senior Citizens will be having a pancake feed on May 1st and are selling raffle tickets for a fund raiser. She encouraged everyone to attend.

Wagoner reported that he attended the Extension Board meeting and they are trying to get people involved in 4H and Kids College. He also questioned if anyone wanted to tour the ethanol plant and if so let him know so the tour could be scheduled.

Wagoner also noted that there is a culvert that is plugged on 130th Road and BioFuels contacted the Union Pacific Railroad but they have not addressed the situation. The culvert is on railroad property.

NEW OR UNFINISHED BUSINESS – Chairman Arnold called for new or unfinished business and no one responded.

Meeting adjourned at 11:15 a.m. the next meeting will be May 1, 2007 at 9:00 a.m.

Marla J. Conley Hall County Clerk